

United States District Court

EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

AUG 30 2006

DAVID J. MALAND, CLERK

BY
DEPUTY _____

WALSH CUSTOM HOMES, INC.

§

V.

§

§

TOWN OF LAKEWOOD VILLAGE

§

§

CASE NO. 4:05CV352
(Judge Schell /Judge Bush)

MEMORANDUM ADOPTING REPORT AND RECOMMENDATION
OF UNITED STATES MAGISTRATE JUDGE

Came on for consideration the Report of the United States Magistrate Judge in this action, this matter having been heretofore referred to United States Magistrate Judge Don D. Bush pursuant to 28 U.S.C. § 636. On July 31, 2006, the Magistrate Judge entered his Report recommending that The Town Council of Lakewood Village's Motion for Summary Judgment be granted.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the Court. It is, therefore,

ORDERED, ADJUDGED and DECREED that The Town Council of Lakewood Village's Motion for Summary Judgment is **GRANTED**, and all claims against The Town Council of Lakewood Village are **DISMISSED WITH PREJUDICE**.

SIGNED this 29th day of August, 2006.



RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE